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AUG 25 2006

OFFICE OF PETITIONS

In re Application of :
Collier, et al. : DECISION ON PETITION
Application No. 10/036,128 :
Filed: December 26, 2001 :
Atty. Dkt. No.: 214 :

This is a decision on the petition under 37 C.F.R. § 1.137(b), filed January 19, 2006, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned July 2, 2005 for failure to timely reply to the non-final Office action mailed April 5, 2005. The non-final Office action set a three (3) month shortened statutory period of time for reply. No petition for extension of time in accordance with 37 C.F.R. § 1.136 was timely submitted. Notice of Abandonment was mailed December 20, 2005.

A grantable petition pursuant to 37 C.F.R. § 1.137(b) must be accompanied by: (1) the required reply to the outstanding Office action or notice, unless previously filed; (2) the petition fee as set forth in 37 C.F.R. § 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee set forth in 37 C.F.R. § 1.20(d)) required pursuant to 37 C.F.R. § 1.137(c).

The instant petition has been reviewed and found in compliance with the provisions of 37 C.F.R. § 1.137(b). Accordingly, the failure to timely submit a proper reply to the non-final Office action is accepted as having been unintentionally delayed.

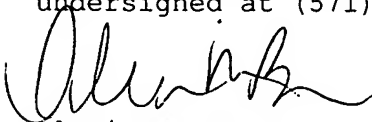
There is no indication that petitioner herein was ever empowered to prosecute the instant application. If petitioner desires to receive future correspondence regarding this application, the appropriate power of attorney documentation must be submitted. A courtesy copy of this decision will be mailed to petitioner. However, all future correspondence will be directed to the address of record until such time as appropriate instructions are received to the contrary.

This application will be forwarded to Technology Center 2100 for further processing.

Application No. 10/036,128

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Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.

A handwritten signature in cursive script, appearing to read 'Alesia M. Brown'.

Alesia M. Brown
Petitions Attorney
Office of Petitions

CC: Victor Okumoto
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